

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

ELIZABETH CHAN, TAMARA HOFFMAN,  
RACHEL EHRENPREIS, CHAIM KATZ, WINNIE  
CHEUNG, MEIR EHRENPREIS, JOHN BAILEY,  
SEAN CARNEY, LUIS DIAZ AND FAMILIES FOR  
A BETTER PLAN FOR CONGESTION,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF  
TRANSPORTATION, FEDERAL HIGHWAY  
ADMINISTRATION, THE METROPOLITAN  
TRANSPORATION AUTHORITY, THE  
TRIBOROUGH BRIDGE AND TUNNEL  
AUTHORITY, SHAILEN BHATT, in his official  
capacity as Administrator of the Federal Highway  
Administration, RICHARD J. MARQUIS, in his  
official capacity as Division Administrator of the New  
York Division of the Federal Highway Administration,  
STEPHANIE WINKELHAKE, P.E. in her official  
capacity as Chief Engineer of the New York State  
Department of Transportation, WILLIAM J. CARRY  
in his official capacity as Assistant Commissioner for  
Policy for the New York City Department of  
Transportation,

Defendants.

Case No. 23-cv-10365-LJL  
[rel. 1:24-cv-01644-LJL]  
[rel. 1:23-cv-10365-LJL]

**DECLARATION OF ALAN KLINGER**

**Alan M. Klinger**, an attorney duly admitted to practice before this Court, hereby declares pursuant to 28 U.S.C. § 1746 that the following is true and correct:

1. I am counsel for Plaintiffs in this action, and I am familiar with the pleadings and proceedings in this action.

2. I submit this Declaration in support of Plaintiffs' motion for leave to file a Second Amended Complaint.

3. Annexed hereto as Exhibit “A” is the Proposed Second Amended Complaint.
4. Annexed hereto as Exhibit “B” is a redlined version of the Proposed Second Amended Complaint, reflecting the proposed revisions to the First Amended Complaint.

Dated: July 26, 2024  
New York, New York

**STEPTOE LLP**

By:

/s/ Alan M. Klinger

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